

CERTIFICATE OF MAILING

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Non-Fee Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on May 11, 2004.



By: Kim A. Cabello
Kim A. Cabello

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT APPLICATION

Nicholas PALAHNUK and Simon HOLDEN

Appln. No.: 10 | 017,579
Series Code ↑ | Serial No. ↑

Filed: December 7, 2001
Mail Stop Non-Fee Amendment
Hon. Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

Group Art Unit 3738
Examiner: Blanco, Javier G.

Atty. Dkt. 068802 | 272092
C-M | Client Ref

Appln. Title: LIP ENHANCER

RECEIVED
MAY 18 2004
TECHNOLOGY CENTER 3700

REPLY/AMENDMENT/LETTER

Date: May 11, 2004

This is a reply/amendment/letter in the above-identified application and includes the herewith attachment of same date and subject which is incorporated herein by reference and the signature below is treated as the signature to the attachment in absence of a signature thereto.

FEE REQUIREMENTS FOR CLAIMS AS AMENDED

1. Small Entity claim

- A. ☐ NOT made
B. ☐ Withdrawn
C. ☐ made herewith
D. ☒ made previously
- For B & C
See **Required**
Separate Paper
(Pat-256)

Claims remaining after amendment	Highest number previously paid for	Present Extra	Large/Small Entity	Additional Fee	Fee Code Lg/Sm
2. Total Effective Claims	15	**minus 20 0	x \$18/\$9 =	+ \$0	1202/2202
3. Independent Claims	3	***minus 3 0	x \$86/\$43 =	+ \$0	1201/2201
4. If amendment enters proper multiple dependent claim(s) into this application for first time (leave blank if this is a reissue application)..... add			+ \$290/\$145 =	+ \$0	1203/2203
5. Original due Date: May 11, 2004 <input type="checkbox"/> NONE					
6. Petition is hereby made to extend the original due date to cover the date this response is filed for which the requisite fee is attached		(1 mo) \$110/\$55 = (2 mos) \$420/\$210 = (3 mos) \$950/\$475 = (4 mos) \$1,480/\$740= (5 mos) \$2,010/\$1,005=	+ \$0		1251/2251 1252/2252 1253/2253 1254/2254 1255/2255
7. Enter any previous extension fee paid since above original due date and subtract			- \$0		
8.			Extension Fee	+ \$0	
9. If Terminal Disclaimer attached, add Rule 20(d) official fee			+ \$110/\$55	+ \$0	1814/2814
10. If IDS attached requires Official Fee under Rule 97 (c), add			+ \$180	+ \$0	1806
or if Rule 97(d) Request add			+ \$180	+ \$0	1806
11. After-Final Request Fee per rules 129(a) and 17(r)			+ \$770/385	+ \$0	1809/2809
12. No. of additional inventions for examination per Rule 129(b)			x \$770/385 ea	+ \$0	1810/2810
13. Request for Continued Examination (RCE)			+ \$770/385	+ \$0	1801/2801
14. Petition fee for				+ \$0	
15.			TOTAL FEE =	\$0	

16. *If the entry in this space is less than entry in next space, the "Present Extra" result is "0".

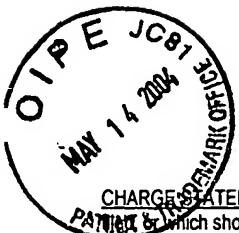
17. **If the "Highest number previously paid for" in this space is less than 20, write "20" in this space.

18. ***If the "Highest number previously paid for" in this space is less than 3, write "3" in this space.

**PLEASE CHARGE
OUR DEP. ACCT**

Our Deposit Account No. 03-3975)

(Our Order No. 068802 | 272092
C# | M#



CHARGE STATEMENT: The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be missing or insufficiencies only now or hereafter relative to this application and the resulting Official Document under Rule 20, or credit any overpayment, to our Accounting/Order Nos. shown above, for which purpose a duplicate copy of this sheet is attached.

This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal sheet is filed.

Query: Is appeal deadline now? If so, file Notice of Appeals separately.

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Suite 200
San Diego, CA 92130-2092
Tel: (619) 234-5000
Atty/Sec: VJC/kac

Pillsbury Winthrop LLP
Intellectual Property Group

By Atty: Victor J. Castellucci

Reg. No. 43,535

Sig: *Victor Castellucci*

Fax: (858) 509-4010

Tel: (858) 509-4007

NOTE: File this cover sheet in duplicate with PTO receipt (PAT-103A) and attachments



3738/41

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Nicholas Palahnuk and
Simon Holden
Serial No: 10/017,579
Filed: December 7, 2001
Title: LIP ENHANCER

) Examiner: Blanco, Javier G.
)
) Art Unit: 3738
)
)

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)

) By: Kim A. Cabello
) Kim A. Cabello
)

AMENDMENT UNDER 37 C.F.R. §1.111(a)

Mail Stop Non-Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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TECHNOLOGY CENTER 3700

Sir:

Responsive to the Office Action dated February 11, 2004, this Amendment being filed within the three-month shortened statutory period the Examiner has set, please amend the above-identified application as follows.

Amendments to the Claims are reflected in the listing of claims that begins on page 2 of this paper.

Remarks begin on page 4 of this paper.